

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X	
CRISTIAN SANCHEZ,	:
	:
Plaintiff,	:
	:
-against-	:
	:
THE HEAT FACTORY, INC.,	:
	:
Defendant.	:
	:
-----X	

22-CV-2418 (VSB)

**ORDER**


VERNON S. BRODERICK, United States District Judge:

On October 6, 2022, I ordered Defendant to file a letter indicating whether its motion to dismiss should be deemed moot without prejudice to refile a new motion to dismiss, or if I should evaluate Defendant's current motion to dismiss in light of the facts alleged in the amended complaint. (Doc. 18.) Defendant filed a letter on October 13, 2022 stating that "defendant believes that [the amended complaint] obviated some – but not all – of defendant's original motion to dismiss," and therefore Defendant plans to file a new motion to dismiss. (Doc. 19.) Accordingly, it is hereby:

ORDERED that Defendant shall file a new motion to dismiss in accordance with Federal Rule of Civil Procedure 15(a)(3) by October 28, 2022.

SO ORDERED.

Dated: October 18, 2022  
New York, New York

  
Vernon S. Broderick  
United States District Judge